

SENTENCE REVIEW DIVISION OF THE SUPREME COURT OF MONTANA
Montana Twentieth Judicial District Court, County of Sanders

STATE OF MONTANA,)	
)	
Plaintiff,)	
)	CAUSE NO. DC-16-064
-vs-)	
)	DECISION
ADINA MARIE AHLERS,)	
)	
Defendant.)	

On September 26, 2017, the District Court sentenced the Defendant to the Montana Women's Prison for ten (10) years with no time suspended, for the offense of Burglary, a felony. Defendant was given credit for 152 days of time served. Defendant was responsible, jointly and severally, with co-Defendants, to pay restitution in the amount of \$14,700. The Court recommended Defendant be screened for appropriate chemical dependency, medical, and mental health treatment.

On April 6, 2018, the Defendant's Application for review of that sentence was heard by the Sentence Review Division of the Montana Supreme Court (hereafter "the Division"). The Defendant was present and was represented by Brent Getty of the Office of the State Public Defender. The State was not represented.

Before hearing the Application, the Defendant was advised that the Division has the authority not only to reduce the sentence or affirm it, but also increase it. The Defendant was further advised that there is no appeal from a decision of the Division. The Defendant acknowledged that she understood this and stated that she wished to proceed.

Rule 12, Rules of the Sentence Review Division of the Supreme Court of Montana, provides that, "The sentence imposed by the District Court is presumed correct. The sentence shall not be reduced or increased unless it is clearly inadequate or clearly excessive." (Section 46-18-904(3), MCA).

The Division finds that the reasons advanced for modification are insufficient to hold that the sentence imposed by the District Court is clearly inadequate or clearly excessive.

Therefore, it is the unanimous decision of the Division that the sentence is **AFFIRMED**.

Done in open Court this 6th day of April, 2018.

DATED this 18 day of April, 2018.

SENTENCE REVIEW DIVISION

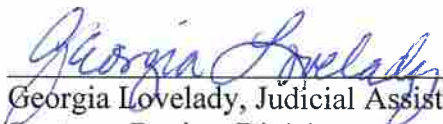

Hon. Kathy Seeley, Chairperson


Hon. Brenda Gilbert, Member


Hon. Dan Wilson, Member

Copies mailed this 3rd day
of May, 2018, to:

Clerk of District Court (Original)
Adina Marie Ahlers #3022603, Defendant (2)
Hon. James A. Manley
Brent Getty, Defense Counsel
Amy Kenison, Esq.
Board of Pardons and Parole
MWP - Records Dept.


Georgia Lovelady, Judicial Assistant
Sentence Review Division